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A limited liability partnership formed in the State of Delaware

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JIM AYALA,

Plaintiff,

vs.

ELI LILLY AND COMPANY,

Defendant.

No.: C 05-5094 PJH

Before the Honorable Phyllis J. Hamilton

**[PROPOSED] ORDER VACATING  
AND/OR CONTINUING CASE  
MANAGEMENT CONFERENCE**

Conference Date: August 10, 2006

Conference Time: 2:30 p.m.

Location: Courtroom 3, 17<sup>th</sup> Floor, SF

1 For the reasons set forth in the Joint Case Management Conference Statement, the Court  
 2 hereby continues the August 10, 2006, Case Management Conference ("CMC") to  
 3 December 14, 2006, at 2:30 p.m., by which time this case will likely have been transferred to  
 4 the Eastern District of New York as part of MDL No. 1596 – In re Zyprexa Liability Litigation. In  
 5 the event this case is not transferred to the MDL far enough in advance of the new CMC date, the  
 6 parties shall file a Joint CMC Statement at least 5 court days before the new CMC date.

7  
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 9  
 10 IT IS SO ORDERED

11 DATED: 8/4/06  
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